

## **EXHIBIT “1”**

NAME OF

OFFICER PO. RALPH TANCREDI DATE OF INCIDENT 9-4-2005

TIME OF INCIDENT 0600 HRS (AM) PM VIOLATION SEE ATTACHED

INVESTIGATING OFFICER SGT. DANNY GRANT

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BRIEFLY OUTLINE NATURE OF OFFENSE

SEE ATTACHED

INVESTIGATING OFFICER RECOMMENDATION

SEE ATTACHED

INVESTIGATING OFFICER Danny Grant

DATE 9-28-05 TIME 1700 HRS

**TO CAPTAIN MARRACCINI**

09/04/2005

case # 05-8305

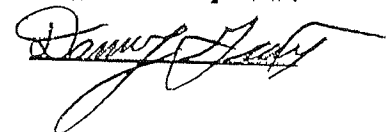
**confidential**

On 09/04/2005 at approximately 0900 hrs. I responded to the Harrison Fire Dept. on a report of a boyfriend/girlfriend dispute. I was advised via telephone by fire Dept. personnel that the girl reporting the dispute is Ms. Sofia Saenz. Ms. Saenz is known to this officer, and has been the girlfriend of officer Ralph Tancredi for approximately one year.

Upon my arrival at H.F.D. I observed Ms. Saenz to be very upset and she had an odor of an alcoholic beverage on her breath. I asked if she was hurt or needed any medical attention, she advised she did not require any medical attention and was not injured.

I asked Ms. Saenz why she was so upset and she advised that she went to N.Y.C. with a girlfriend last night and had three drinks, upon returning home (at approximately 0600hrs.) After dropping her girlfriend off on Lakeview Ave. she was stopped in the area of Grant St. and Woodside Ave. by off duty Officer Tancredi. Ms. Saenz stated Officer Tancredi punched her windshield causing it to fracture then reached into her vehicle grabbing her by the hair. Ms. Saenz's vehicle was still in motion, when she had to stop because Officer Tancredi was hanging onto the driver's side window. Officer Tancredi then contacted headquarters requesting a patrol vehicle to respond to the scene. Shortly after the request Officer McGowan arrived on scene and Ms. Saenz was placed into the rear seat of the marked patrol vehicle. Ms. Saenz states that while in the rear seat she was being yelled at by Officer Tancredi. Officer McGowan then drove her to West Harrison Park parking lot and Officer Tancredi drove her vehicle. Officer Tancredi parked her vehicle and entered the front passenger seat of the patrol car. Officer McGowan then drove both parties to Ms. Saenz residence at 150 Woodside Ave. in West Harrison where Officer Tancredi confronted Ms. Saenz's mother. Ms. Saenz does not know what the conversation consisted of, but her mother became so irate at her that Ms. Saenz did not want to go home. Ms. Saenz was then driven to the Lake Street parking lot in West Harrison where Officer Tancredi had his personal vehicle parked. Ms. Saenz was let out of the patrol vehicle where she was asked by Officer Tancredi to come with him to his apartment to work things out. Ms. Saenz stated she agreed because she was scared and left with Officer Tancredi. During the ride they continued to argue and when they arrived at 177 Harrison Ave. in front of Officer Tancredi's apartment, they exited the vehicle where the argument took place in the front yard. During the argument outside a Hilda Horvath observed Ms. Saenz to be very upset and asked her if she wanted to come with her. Ms. Saenz then walked away with Mrs. Horvath. They proceeded to walk to the firehouse where the police were called.

Sergeant Danny Grant



**TO CAPTAIN MARRACCINI**

09/04/2005

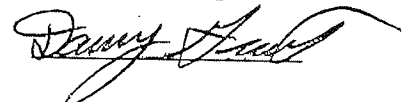
case # 05-8305

**confidential**

After speaking to Ms. Saenz at the firehouse I transported her to police headquarters for further investigation. At police headquarters Ms. Saenz completed a deposition and advised this officer that she is not completely clear about the incidents she spoke to me about in the fire house and does not wish to discuss it any further, but requested a ride to her residence. I transported Ms. Saenz to 150 Woodside Ave. in west Harrison without incident.

See deposition completed by Hilda Horvath and administrative reports completed by Officer Tancredi And Officer McGowan.

Sergeant Danny Grant



NOTICE: FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR  
PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

STATE OF NEW YORK, COUNTY OF WESTCHESTER, TOWN/VILLAGE OF HARRISON  
SS.

Sofia Saenz 09/21/81, STATES AS FOLLOWS  
(DEPONENT PRINT NAME AND DATE OF BIRTH)

This morning at about 6:00 o'clock am I was coming home from the city with a girlfriend. After dropping her off, I was going home and that's when I found my boyfriend PO Ralph Tancredi waiting for me. We had an argument in the middle of the street. He asked to go home with him so I did cause I saw him a little violent. At his house, outside, we were arguing again, and that's when a lady went by and saw us. She took me to the fire house and after that they called the police station. I told Sgt. Grant the whole story and I wish not to ~~hear~~ talk about it anymore because I am not completely clear about what happen

SWORN TO BEFORE ME THIS  
DAY OF 20

SIGNATURE

TITLE

Sofia Saenz  
SIGNATURE

ADDRESS: 150 Woodside Ave  
(STREET OR RURAL ROUTE)  
10604  
(POST OFFICE, STATE, ZIP CODE)  
Home: 914 916 6802 Work:  
(TELEPHONE)

\*\*NOTE: THIS FORM NEED BE SWORN ONLY IF COURT SPECIFICALLY REQUIRES OATH.

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PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

STATE OF NEW YORK, COUNTY OF WESTCHESTER, TOWN/VILLAGE OF HARRISON  
SS.

HILDA HORVATH 9/3/34, STATES AS FOLLOWS  
(DEPENDENT PRINT NAME AND DATE OF BIRTH)

I WAS WALKING ON HARRISON AVE ACROSS FROM THE  
PRESBYTERIAN CHURCH WHEN I SAW A YOUNG MAN  
BEHIND THE HEDGES YELLING AT SOMEONE. THE  
YOUNG GIRL GOT UP AND I CROSSED THE STREET  
TO ASK WHAT WAS GOING. THE MAN SAID I SHOULD  
HANDLE MY OWN BUSINESS AS HE WAS HER BOYFRIEND  
AND A POLICEMAN. I ASKED TO SEE HIS  
BADGE. HE SHOWED NONE. CONTINUED TO  
YELL AT THE GIRL AND SHE WAS CRYING  
HYSTERICALLY. I ASKED IF SHE WANTED  
TO COME WITH ME. SHE SAID YES. I TOOK  
HER TO THE FIREHOUSE. SHE SAID SHE  
WAS AFRAID OF RALPH AND THAT HE WAS  
HER BOYFRIEND FOR OVER ONE YEAR.

SWORN TO BEFORE ME THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_ 20\_\_\_\_

SIGNATURE

TITLE

Hilda Horvath  
SIGNATURE

ADDRESS: 1510 ROSE LN.  
(STREET OR RURAL ROUTE)

HARRONCK  
(POST OFFICE, STATE, ZIP CODE)

Home: 698 - 5618  
(TELEPHONE)

\*\*NOTE : THIS FORM NEED BE SWORN ONLY IF COURT SPECIFICALLY REQUIRES OATH.

## HARRISON POLICE DEPT

Report to SGT GRANT Date 09-05-05  
(Rank) (Full Name)  
From PO MCGOWAN Time 0100  
(Rank) (Full Name)  
Subject \_\_\_\_\_

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**REPORT**

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ON 09-04-05 AT APPROX 0630 HRS I WAS DISPATCHED TO PARK/MADISON TO SEE THE PERSON AT THAT LOCATION. UPON ARRIVAL I FOUND PO TANCREDI ARGUING WITH SOFIA BY HER VEHICLE. WHEN I APPROACHED THEM TANCREDI SAID SHE ALMOST HIT HIM WITH HER VEHICLE. SOFIA APPEARED TO BE INTOXICATED AND TANCREDI WAS UPSET THAT SHE HAD BEEN DRIVING. TANCREDI THEN PUT SOFIA INTO MY POLICE VEHICLE. HE THEN TOLD ME TO FOLLOW HIM DOWN TO THE PARKING LOT TO DROP OFF HER VEHICLE AFTER WHICH TANCREDI GOT INTO THE POLICE CAR AND WE DROVE SOFIA HOME. AT SOFIA'S HOUSE TANCREDI SPOKE WITH HER MOTHER. I DON'T KNOW WHAT WAS SAID BECAUSE THEY WERE SPEAKING IN SPANISH. AT THIS POINT SOFIA WAS VERY UPSET SHE WAS KICKING AND SREAMING WHILE IN THE POLICE CAR SAYING SHE DIDN'T WANT TO BE DROPPED OFF WITH HER MOTHER. SOFIA AND HER MOTHER THEN SPOKE TO ONE ANOTHER IN SPANISH. SOFIA WAS STILL VERY UPSET AND STILL DIDN'T WANT TO BE DROPPED OFF AT HOME. SO TANCREDI SAID TO TAKE THEM DOWN TO HIS CAR WHICH WAS NEAR THE BANK OF AMY ON LAKE ST AND HE WOULD TAKE HER HOME LATER. I THEN DROVE TO THE BANK OF AMY AND LET THEM OUT OF MY VEHICLE. THEN I LEFT.

(ALL NAMES AND ADDRESSES MUST BE PRINTED AND REPORTS MADE IN BLACK INK)  
(ENDORSE REPORTS ON REVERSE SIDE)



## HARRISON POLICE DEPT

Report to SGT GRANT Date 09.05.05  
(Rank) (Full Name)  
From PO RALPH TANCREDI Time 1200  
(Rank) (Full Name)

Subject \_\_\_\_\_

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**REPORT**

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ON 09.04.05 AT APPROXIMATELY 0600 HOURS, I DROVE BY MY GIRLFRIEND'S (SOFIA SAENI) HOUSE AT # 150 WOODSIDE AVE TO SEE IF SHE HAD RETURNED HOME BECAUSE I WAS CONCERNED SHE WAS NOT HOME YET FROM A NIGHT OUT WITH HER GIRLFRIEND (KATRINA). HER CAR WAS NOT THERE AND I DECIDED TO GO HOME. WHILE DRIVING DOWN WOODSIDE AVE AT MADISON ST, SOFIA WAS COMING THE OPPOSITE WAY. I GOT OUT OF MY CAR TO TALK TO HER AND SHE QUICKLY BACKED UP AND BEGAN TO DRIVE DOWN MADISON ST AT WHICH TIME I WAS IN FRONT OF HER CAR. SHE ACCELERATED AND I ENDED UP BOLLING ONTO THE HOOD AND THEN CLINGING ONTO THE DRIVERS SIDE UNTIL SHE FINALLY STOPPED. WHILE THIS WAS HAPPENING, MY ELBOW HIT AND CRACKED THE WINDSHIELD AT THIS POINT I WAS UNABLE TO DETERMINE IF SHE WAS CAPABLE TO OPERATE A VEHICLE SO I CALLED N.O. AND ASKED FOR A SECTOR CAR TO RESPOND AND ASSIST ME IN GETTING HER HOME. PO MCGOWAN RESPONDED AND I PUT HER INTO HIS CAR AND I DROVE HER CAR TO THE LAKE ST LOT. I THEN GOT INTO THE

(ALL NAMES AND ADDRESSES MUST BE PRINTED AND REPORTS MADE IN BLACK INK)  
(ENDORSE REPORTS ON REVERSE SIDE)



PATROL CAR TO DRIVE HER HOME, AND WE WERE ARGUING ABOUT HER BEING OUT SO LATE. AT HER HOUSE, SHE REFUSED TO GO INTO HER HOUSE, BECAUSE HER MOTHER WAS GOING TO YELL AT HER AND I CONVINCED HER TO GO HOME WITH ME. PO MCGILWAIN TOOK US BACK TO LAKE ST WHERE MY CAR WAS PARKED AND DROPPED BOTH OF US OFF AND LEFT. SHE CONTINUED TO ARGUE WITH ME AND WANTED TO WALK AWAY ON HER OWN BUT I WAS STILL CONCERNED OVER HER MENTAL STATE. I AGAIN CONVINCED HER TO GO WITH ME AND SHE GOT INTO MY CAR AND WE DROVE DOWN TO PARK AVE / HARRISON AVE. WHEN WE GOT OUT OF MY CAR, WE WERE STILL ARGUING AND A WOMAN WALKING BY ASKED HER IF SHE WAS O.K. SOFIA SAID "YES" HE IS MY BOYFRIEND BUT THE WOMAN INSISTED THAT SHE LEAVE WITH HER AND THEY BOTH WALKED AWAY ON HARRISON AVE. I WENT INSIDE AND TO BED.

ENDORSEMENTS:

DATE/TIME

Date and Time turned in

Report signed by

## **EXHIBIT “2”**

HARRISON POLICE DEPARTMENT  
TOWN OF HARRISON: STATE OF NEW YORK

In Re: Intradepartmental Disciplinary Proceedings

-against-

POLICE OFFICER RALPH TANCREDI

**STIPULATION OF SETTLEMENT**

WHEREAS, the Chief of Police of the Town of Harrison intends to file disciplinary charges against Police Officer Ralph Tancredi (hereinafter "Tancredi"), a Police Officer employed by the Town of Harrison Point Police Department (hereinafter the "Department"), for his alleged conduct which took place on 9/4/05 ; and

WHEREAS, the parties had numerous discussion as to settlement which is acceptable to both parties; and

WHEREAS, both Tancredi and the Department are desirous of resolving this matter short of litigation

NOW THEREFORE, BE IT STIPULATED AND

AGREED, by and between the parties as follows:

1. Tancredi hereby agrees to forfeit twenty (20) vacation days from his accruals, upon execution of this agreement.
2. The Town agrees that no charges shall be filed against Tancredi as a result of his conduct of September 4, 2005.

3 DIFF DAYS 2005  
2 PERSONAL 2005  
5 VACATION 2005  
5 VACATION 2006  
5 PAID HOLIDAYS 2005

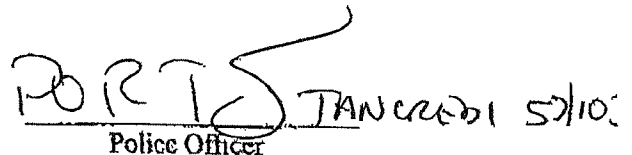
(E)

3. Tancredi understands and acknowledges that, but for the mutual exchange of promise contained in this agreement, that it is possible that he could have suffered more serious penalty including, but not limited to, termination if this matter had been litigated to the fullest extent.
4. Tancredi confirms that he has had access to counsel in reaching this agreement, and has consulted with counsel regarding the terms and ramifications of the agreement and has entered into this agreement including the waiver of rights contained herein with such advice and consent.
5. This agreement contains all the terms and conditions agreed upon by the parties hereto and no other agreement, oral or otherwise, regarding the subject matter of this agreements, shall be deemed to exist or to bind any of the parties hereto or to vary any of the terms contained herein.

DATED: October 27, 2005

  
Anthony Matraccini

Acting Chief of Police

  
Police Officer

Ralph Tancredi

HARRISON POLICE DEPARTMENT  
REPORT OF DISCIPLINARY ACTION

NAME OF

OFFICER Tancredi, Ralph

DATE OF REPORT 09/28/2005

DATE OF INCIDENT 09/04/2005

VIOLATION RRP ART. 1SEC.12/

ART.1 SEC.13/ ART.2 SEC.04/ ART.3 SEC.01.10/ ART 3.SEC.01.44/

ART.3 SEC. 01.57

INVESTIGATING OFFICER SERGEANT DANNY GRANT

.....  
PROPOSED DISCIPLINARY CHARGES

- In re RRP ART.1 SEC.12

Officer Tancredi did not act with professional adherence to department rules and regulations by engaging in a dispute with another person, failing to notify a supervisor regarding an incident of police nature and failing to conduct himself in a professional manner while on or off duty.

- In re RRP ART.1 SEC.13:

Officer Tancredi did not conform to department rules and regulations by failing to report an incident of a police nature to a supervisor and failing to maintain a level of professional conduct while on or off duty.

- In re RRP ART.2 SEC.04:

Officer Tancredi engaged in a dispute with another party on a public street while off duty. While that person was secured in the rear seat of a police vehicle Officer Tancredi subjected that person to verbal abuse. These actions if witnessed by another would bring discredit to the officer, the police department and the Town of Harrison.

- In re RRP ART.3 SEC.01 SUB.10:

Officer Tancredi failed to maintain a level of professional conduct while off duty by engaging in a dispute with another person on a public street and placing that other party in such fear that they agreed to actions that they would not agree to if not placed in such fear (traveling in the officers personal vehicle).

- In re RRP ART.3 SEC.01 SUB.44:

Officer Tancredi failed to report an incident of a police nature to a supervisor. At the time of the incident a supervisor but that supervisor received no information regarding the incident.

- In re RRP ART.3 SEC.01 SUB.57:

Officer Tancredi failed to obey section 1.12, 1.13, 2.04, 3.01.10 and 3.01.44 of the Harrison Police Departments rules, regulations and policies.

ACKNOWLEDGE RECEIPT

10-21-05  
Dated

X POR T5 Tancredi SD/103  
P.O. RALPH TANCREDI

10-21-05  
Dated

X [Signature]  
CAPT. ANTHONY MARRACCINI,  
ACTING CHIEF of POLICE

## **EXHIBIT “3”**



TOWN COURT : HARRISON, N.Y.  
COUNTY OF WESTCHESTER: STATE OF NEW YORK

-----X

Misdemeanor Complaint

THE PEOPLE OF THE STATE OF NEW YORK

-against-

Ralph Tancredi 03/20/1965 Defendant  
177 Harrison Avenue 2<sup>nd</sup> Floor  
Harrison, NY 10528

BE IT KNOWN THAT THE COMPLAINANT HEREIN, Marissa E. Heske 109 Halstead Avenue Apartment 2F ACCUSES THE DEFENDANT NAMED ABOVE OF THE FOLLOWING OFFENSES COMMITTED AT 323 Halstead Avenue IN THE TOWN OF HARRISON, N.Y. ON OR ABOUT 06/02/2007 at Approximately 0200hrs.

COUNT ONE: The offense of Assault in the Third Degree subsection 2 in violation of Section 120.00 of the NYS penal law which is a Class A Misdemeanor.

AND IN SUPORT OF THE FOREGOING, YOUR COMPLAINANT UNDER PENALTY OF SECTION 210.45 OF THE NYS PENAL LAW STATES AS FOLLOWS:

"A person is guilty of assault in the third degree when: Subsection 2: He recklessly causes physical injury to another person.

To Wit: Complainant states at the above listed date, time, and location defendant did, while in a fit of rage, physically and recklessly pushed her out of his way while he was making an attempt to advance past her towards another person, Mr. Vincent Nicita, who he was currently in a heated verbal exchange with at the time of the reckless assault. Due to defendants reckless actions complainant was pushed onto a shelf which caused an approximate six to eight inch abrasion along the back of the complainant. Pain and black and blue discoloration was also caused due to the reckless actions of the defendant.

NOTICE: PURSUANT TO THE PENAL LAW, SECTION 210.45 IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN.



Marissa Heske

109 Halstead Avenue Apt 2F  
Harrison, New York

THIS 5th DAY OF June, 2007

## **EXHIBIT “4”**

**\*\*NOTE : THIS FORM NEED BE SWORN ONLY IF COURT SPECIFICALLY REQUIRES OATH.**

TOWN OF HARRISON N.Y. POLICE  
 DEPOSITION OF WITNESS  
 TO ACCOMPANY COMPLAINT OR INFORMATION  
 SEC. 100.20 CPL

REPORT # 07-6678  
 DATE 06-08-07  
 PAGE 2 OF 2

NOTICE : FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR  
 PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

STATE OF NEW YORK, COUNTY OF WESTCHESTER, TOWN/VILLAGE OF HARRISON  
 SS.

\_\_\_\_\_, STATES AS FOLLOWS  
 (DEPONENT PRINT NAME AND DATE OF BIRTH)

I walked walked back across the street and pointed  
 the car out Ralph and said - get the fuck out  
 of here. He then got even more angry and said  
 what you going to hit me with that. Finally  
 with both in hand I got Sofia inside walking  
 with her. Ralph showed us to Annie said  
 the cops are on their way. Ralph said god this  
 asshole just threatened a cop with a bat. I  
 stood in the middle so Ralph couldn't get to  
 Sofia. With the bat in his eye, god knows what  
 he would have done. The police arrived and he  
 still insisted to talk to her and her response  
 was just leave. To get facts all she repeatedly  
 said to him from the start of this whole incident.

SWORN TO BEFORE ME THIS \_\_\_\_\_  
 DAY OF \_\_\_\_\_ 20\_\_\_\_

SIGNATURE \_\_\_\_\_

TITLE \_\_\_\_\_

John D. Clark  
 SIGNATURE

ADDRESS: 1052 Rushmore Ave.  
 (STREET OR RURAL ROUTE)

Memoraville, NY 10843  
 (POST OFFICE, STATE, ZIP CODE)

Home: 914-636-2918 Work: 914-698-1600  
 (TELEPHONE)

ext 105

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